

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

GERARD CAMPBELL, individually on behalf of
himself and all others similarly situated,

Plaintiffs,

v.

DRINK Daily Greens, LLC, a Delaware limited
liability company,

Defendant.

Case No. 1:16-cv-07176-ILG-PK

**DECLARATION OF J. NOAH HAGEY,
ESQ. IN SUPPORT OF REPLY IN
SUPPORT OF MOTION TO SANCTION**

J. Noah Hagey, Esq.
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*Attorneys for Defendant
Drink Daily Greens, LLC*

I, J. Noah Hagey, Esq., declare as follows:

1. I am licensed to practice before this Court and am counsel of record for Defendant Drink Daily Greens, LLC (“Daily Greens”). I make this declaration based on personal knowledge. If called as a witness, I could and would testify competently to the facts stated herein.

2. Attached hereto as **Exhibit 1** is a true and correct copy of the Proof of Service showing that Daily Greens’ Motion for Sanctions was served on Plaintiff on March 30, 2017.

3. I am familiar with, and responsible for, my firm’s billing practices and its billing in this matter. Drink Daily Greens has incurred approximately \$11,200 in filing the present reply brief and accompanying declaration. This amount is in addition to the reasonable attorneys’ fees detailed in my November 2, 2018 Declaration. (Dkt. 51-1.)

4. Pursuant to the standard practice of my firm, all of the time spent by our attorneys was recorded on an hourly basis in 6-minute intervals. In accordance with our firm’s standard practice, I wrote off any time that I believed was not efficiently spent, including time I believe was spent unnecessarily or duplicatively. I also wrote off time spent by lawyers on tasks that might be considered administrative.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: December 7, 2018



J. Noah Hagey